

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
FLORENCE DIVISION

WANDA VANDERWALL)	
)	
Plaintiff,)	C.A. NO.
)	
vs.)	
)	ERMC LLC’S NOTICE OF REMOVAL
COASTAL GRAND CMBS, LLC; ERM)	
LLC; SECURAMERICA, LLC;)	
KATRENA WHITE, BOTH)	
INDIVIDUALLY AND AS AGENT FOR)	
COASTAL GRAND CMBS, LLC;)	
HOLLIS TURNBULL, BOTH)	
INDIVIDUALLY AND AS AGENT FOR)	
COASTAL GRAND CMBS, LLC; CBL &)	
ASSOCIATES PROPERTIES, INC.;)	
COASTAL GRAND, LLC; ERM)	
PROPERTY MANAGEMENT)	
COMPANY OF ILLINOIS, LLC; AND)	
ERMC II, L.P.,)	
)	
Defendants.)	

PLEASE TAKE NOTICE that Defendant ERM LLC (“ERM”) hereby invokes the removal jurisdiction of the United States District Court for the District of South Carolina on the following grounds:

FIRST: Plaintiff Wanda Vanderwall (“Plaintiff”) is a citizen and resident of Florida.

SECOND: Upon information and belief, Defendant Coastal Grand CMBS, LLC is a Delaware limited liability company with its principal place of business in South Carolina.

THIRD: ERM is a Delaware limited liability company with its principal place of business in Tennessee.

FOURTH: Defendant SecurAmerica, LLC is a Georgia limited liability company with its principal place of business in Georgia.

FIFTH: Upon information and belief, Defendant Katrena White is a citizen and resident of South Carolina.

SIXTH: Upon information and belief, Defendant Hollis Turnbull is a citizen and resident of South Carolina.

SEVENTH: Upon information and belief, Defendant CBL & Associates Properties, Inc. was a Delaware corporation with its principal place of business in Tennessee, dissolved on July 15, 1997.

EIGHTH: Upon information and belief, Defendant Coastal Grand, LLC was a Delaware limited liability company with its principal place of business in South Carolina, dissolved on January 2, 2015.

NINTH: Defendant ERM Property Management Company of Illinois, LLC was an Illinois limited liability company with its principal place of business in Tennessee, dissolved on December 23, 2019.

TENTH: Defendant ERM II, L.P. was a Tennessee limited partnership with its principal place of business in Tennessee, dissolved on December 23, 2019.

ELEVENTH: Plaintiff first filed a Summons and Complaint (Exhibit A) in this action in Horry County, South Carolina, on or about July 22, 2022, and subsequently served ERM with the same on August 8, 2022. The Complaint seeks damages for injuries allegedly caused by a dangerous and/or defective condition at the Coastal Grand Mall, located at or near 2000 Coastal Grand Circle, Myrtle Beach, South Carolina. ERM is informed and believes that the above-described action is a civil action over which this Court has original jurisdiction pursuant to 28 U.S.C. § 1332(a) in that it is a civil action wherein the matter amount in controversy, upon information and belief, exceeds seventy-five thousand dollars (\$75,000.00) and is between citizens

Notice of Removal

Wilkes Atkinson & Joyner, LLC

of different states.

TWELFTH: This Notice of Removal is filed pursuant to 28 U.S.C. §§ 1332(a)(1), 1441(b), and 1446, and co-Defendants SecurAmerica, LLC, ERM Property Management Company of Illinois, LLC, and ERM II, L.P. (all Defendants with whom ERM has been able to communicate with) consent to the removal.

THIRTEENTH: ERM is providing the Clerk of Court from which this action was removed with a copy of this Notice of Removal.

WHEREFORE, ERM prays that this Honorable Court accept this Notice of Removal and hereby undertakes jurisdiction in the above-referenced case now pending in the Court of Common Pleas for the County of Horry, State of South Carolina, that the same be removed to this Honorable Court.

WILKES ATKINSON & JOYNER, LLC.

August 30, 2022

By: s/Alex Joyner

Michael B. T. Wilkes, Esq. (Fed. ID # 4658)

mwilkes@wajlawfirm.com

J. Alexander Joyner, Esq. (Fed. ID # 12046)

ajoyner@wajlawfirm.com

Reed W. Mulbry, Esq. (Fed. ID # 13767)

rmulbry@wajlawfirm.com

320 Broad St., Suite 220

Charleston, SC 29401

Phone: (843) 737-6229

*Attorneys for Defendants ERM LLC;
SecurAmerica, LLC; ERM Property
Management Company of Illinois, LLC; and
ERM II, L.P.*

Enclosures:

- a) Vanderwall v. Coastal Grand CMBS, LLC et al. Summons & Complaint (Exhibit A)
- b) ERM's Answers to Interrogatories pursuant to Local Civ. Rule 26.01 (D.S.C.)